THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

A.N. Schwartz et al.

Attorney Docket No: SWTZ110464

4110HW3408

Serial No:

08/794,154

Group Art Unit: 3408

Filed:

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February 8, 1997

Examiner: P. Nerbun

Title:

GOGGLES WITH PLIABLE AND RESILIENT SEALING PAD

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Seattle, Washington 98101

June 24, 1997

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

A. <u>Appeal</u>

Applicant hereby appeals to the Board of Appeals from the decisions dated March 26, 1997, of the Primary Examiner finally rejecting Claims 1, 2, 37, 38, 40, 41, 50, and 58-65.

The required fee of \$150 is included in our enclosed check No. 87048.

B. Additional Fee Charges or Credit for Overpayment.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 03-1740. A copy of this notice is enclosed.

Please address all future correspondence to:

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LAW OFFICES

SUITE 2800 SEATTLE, WASHINGTON 98101-2347 TELEPHONE: (206) 682-8100

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CHRISTENSEN O'CONNOR JOHNSON & KINDNESSPLLC 1420 Fifth Avenue Suite 2800 Seattle, WA 98101

Respectfully submitted,

CHRISTENSEN O'CONNOR JOHNSON & KINDNESSPLLC

Thomas D. Theisen Registration No. 35,713 Direct Dial (206) 224-0721

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on June 24, 1997.

Date: June 24, 1997

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